IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Morrison et al. Application No.: 10/081,393 Filed: February 20, 2002 Examiner: Sakelaris, S.

Art Unit: 1634

Title: METHODS AND PROBES FOR THE DETECTION OF CANCER

CERTIFICATE OF MAILING

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted:

[] under 37 CFR 1.97(b), or

(Filed within three months of filing national application; within three months of date of entry of national stage of international application; or before mailing date of first office action on the merits; whichever occurs last)

[X] under 37 CFR 1.97(c) together with either:

[X] a Certification under 37 CFR 1.97(e), or

[] a \$180.00 fee set forth in 37 CFR 1.17(p), or

(Filed after the CFR 1.97(b) time period, but before final action or notice of allowance)

The undersigned hereby certifies that each item of information contained in the information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filling of the statement.

| [] | under 37 CFR 1.97(d) together with: a Certification under 37 CFR 1.97(e), and a fee set forth in 37 CFR 1.17(p). | | | | | |
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| Enclos | d herewith is form PTO-1449: | | | | | |
| [] | Copies of the cited references are enclosed. | | | | | |
| [X] | Copies of cited references are enclosed except those of record in prior applications, U.S. Serial Nos. 10/081,393, and references that are not required to be submitted under Rule 98. | | | | | |
| Concis | Explanation Requirements: | | | | | |
| [] | The "concise explanation" requirement under C.F.R. 1.98(a)(3) is satisfied by: | | | | | |
| | the explanation provided on the attached sheet. | | | | | |
| | the explanation provided in the Specification. | | | | | |
| | t is requested that the information disclosed herein be made of record in this application. | | | | | |
| | Respectfully submitted, | | | | | |
| | Letter | | | | | |

Kevin M. Farrell Attorney for Applicants Registration No. 35,505 (603) 433-6300

Portsmouth, NH Dated: 2\\8\%

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PTO/SB/08A (03-03)

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Sheet 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

| Complete if Known | | | |
|------------------------|-------------------|--|--|
| Application Number | 10/081,393 | | |
| Filing Date | February 20, 2002 | | |
| First Named Inventor | Morrison et al. | | |
| Art Unit | 1634 | | |
| Examiner Name | Sakelaris, S. | | |
| Attorncy Docket Number | 01886-071001 | | |

| | | | U. S. PATEN | DOCUMENTS | |
|-----------------------|--------------|---|--------------------------------|--|---|
| Examiner Initials* | C:te No.1 | Document Number Number-Kind Code ² (* Income) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cifed Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | AC | ^{US-} 6,180,349 | 01-30-2001 | <u> </u> | 3 |
| | 170 | US- | 01-30-2001 | David G. Ginzinger | |
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| Examiner Initials* | Cite No.1 | Foreign Patent Document | Publication Date | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages | |
| | | Country Code ³ -Number ⁴ -Kind Code ⁵ (if known) | MM-DD-YYYY | | Or Relevant Figures Appear | T ⁶ |
| | AL | EP 1 035 215 | 09-13-2000 | Kevin C. Halling et al. | | |
| | AM | EP 1 048 740 | 11-02-2000 | Robert B. Jenkins et al. | | |
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| Examiner | | 4.7F | | i | Date | |
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Translation is attached.

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PTC.SB.08b (03-03)

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Substitute for form 1449B/PTO Complete if Known Application Number 10/081,393 INFORMATION DISCLOSURE Filing Date February 20, 2002 STATEMENT BY APPLICANT First Named Inventor Morrison et al. Art Unit 1634 (Use as many sheets as necessary) Examiner Name Sakelaris, S. Sheet 2 2 Attorney Docket Number 01886-071001

| NON PAYENT LITERATURE DOCUMENTS | | | | | | |
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| Examiner Initials* | CITE 1 | | | | | |
| | AF | NIKKI A. LEVIN ET AL., Identification of Frequent Novel Genetic Alterations in Small Cell Lung Carcinoma,1994, Pages 5086-5091, Vol. 54, No. 19, Cancer Research | | | | |
| | AG | NIKKI A. LEVIN ET AL., Identification of Novel Regions of Atlered DNA Copy Number in Small Cell Lung Tumors, 1995, Pages 175-185, Vol. 13, No. 3, XP008038794 | ••••• | | | |
| | АН | P. M. NEDERLOF ET AL., Three-Color Fluorescnece In Situ Hybridization for the Simultaneous Detection of Multiple Nucleic Acid Sequences, 1989, Pages 20-27, Vol. 10, Cytometry, ALan LIss, New York, US | •••••• | | | |
| | ΑI | THOMAS RIED ET AL., Mapping of Multiple DNA Gains and Losses in Primary Small Cell Lung Carcinomas by Comparative Genomic Hybridization, 1994, Pages 1801-1806, Vol. 54, No. 7, Cancer Research | ••••• | | | |
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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional) 2 Applicant is to place a check mark here if English language Translation is attached.

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